

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

KEVIN ASHBY,

Civil No. 07-4043 (DSD/JJG)

Plaintiff,

v.

ORDER

KLINKHAMMER,

Defendant.

The above-entitled matter came before the Court upon the Report and Recommendation of the United States Magistrate Judge. No objections have been filed to that Report and Recommendation in the time period permitted.

Based upon the Report and Recommendation of the Magistrate Judge, and all the files, records and proceedings herein,

IT IS HEREBY ORDERED that:

1. Plaintiff's "Application to Proceed Without Prepayment of Fees," (Docket No. 2), is DENIED; and
2. This action is dismissed without prejudice.

Dated: October 19, 2007

s/David S. Doty
David S. Doty, Judge
United States District Court